



Docket No.: C041473/0124196

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of
Ross A. CAPUTO, Robert R. REICH, Jr.,)
Robert J. THRASH, Jimmy FISHER,)
Davoud KHORZAD, and Thomas F. CULLEN)
Serial No.: 09/901,389) Examiner: To Be Assigned
Filed: July 9, 2001) Art Unit: 1764
For: **APPARATUS FOR TESTING**)
STERILIZATION METHODS AND)
MATERIALS)

FOURTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants wish to make of record the following documents (clean copies and one Form PTO-1449 listing them are enclosed). Neither this Fourth Supplemental Information Disclosure Statement nor its filing constitutes either an admission that any of the documents is prior art or a representation that a search has been made.

U.S. Patent Documents

<u>Document No.</u>	<u>Date</u>	<u>Inventor</u>
147. 5,258,162	11/2/93	Andersson et al.
148. 6,406,666	6/18/02	Cicha et al.

Comments concerning the foregoing documents are set forth below.

U.S. Patent Documents

147. U.S. Patent No. 5,258,162 relates to a “method of producing a gaseous, hydrogen peroxide-containing sterilization fluid displaying good, uniform sterilization properties” (Abstract).

148. U.S. Patent No. 6,406,666 concerns an “apparatus for providing sterilant to a packaging machine” (Abstract). “The apparatus comprises a conduit, for a pre-determined mix of atomized hydrogen peroxide and air, within a heat exchanger” (id.).

These documents were cited by the Examiner in a “Notice of References Cited” that was mailed on January 28, 2004 with a Notice Of Allowance in companion U.S. Application Serial No. 09/901,337 entitled “Production Of Hydrogen Peroxide Vapor-Air Mixtures.” These two documents are believed to be no more relevant than the art already of record.

The Examiner is asked to review both documents and independently assess their relevance before issuance of the first action on the merits. The Examiner is also asked to initial and return a copy of the PTO-1449 form to evidence such consideration.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:	
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
on	<u>2/11/04</u> (Date of Deposit)
<u>Stephen P. Gilbert</u> Name of applicant, assignee, or registered representative	
<u>Stephen P. Gilbert</u> Signature	
	<u>2/11/04</u> Date of Signature

Respectfully submitted,

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Form PTO-1449 (Rev. FEB 13 2004) INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 041473/0124196	SERIAL NO. 09/901,389
	APPLICANTS Ross A. CAPUTO, Robert R. REICH, Jr., Robert J. THRASH, Jimmy FISHER, Davoud KHORZAD, and Thomas F. CULLEN			
	FILING DATE July 9, 2001		GROUP 1764	

U.S. PATENT DOCUMENTS

Examiner Initial	Cite No.	U.S. Patent Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
		5,258,162	11/2/93	Andersson et al.			
		6,406,666	6/18/02	Cicha et al.			

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	International "Written Opinion" for PCT Application Serial No. PCT/US02/21501, mailed June 5, 2003.
EXAMINER	DATE CONSIDERED
Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	